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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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| 10/646,684 | 08/25/2003 | Thomas J. Kelly | 08350.3304-02 | 9971 |
| 58982 7590 01/23/2009 CATERPILLAR/FINNEGAN, HENDERSON, L.L.P. 901 New York Avenue, NW WASHINGTON, DC 20001-4413 | | | | |
| EXAMINER SIDDIQI, MOHAMMAD A | | | | |
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

| | | |
|---|------------------------|---------------------|
| Response to Rule 312 Communication | Application No. | Applicant(s) |
| | 10/646,684 | KELLY ET AL. |
| | Examiner | Art Unit |
| | MOHAMMAD A. SIDDIQI | 2454 |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 07 January 2009 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☒ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☐ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.

/Nathan J. Flynn/
Supervisory Patent Examiner, Art Unit 2454